

1845 Noncode Acts

1845-118-1

SECTION 1. That John Finley Crowe, Williamson Dunn, James M. Henderson, Daniel Lattimore, Tilly H. Brown, James A. McKee, Thomas W. Hynes, Robert Simenton, John Smock, James H. Graham, David Monfort, Jacob Haas, Thomas D. Young, John M. Young, George Logan and William Reed and their associates and successors in office be and they are hereby constituted a body corporate and politic in law, by the name and style of the trustees of Hanover college, and by the said name and style shall have succession and exist forever. The whole number of trustees shall never be less than seventeen (17) nor more than thirty-two (32): Provided, That if at any time by death, removal, resignation or otherwise, the members of said board shall be reduced to a number less than seventeen, any number of said members not less than nine shall have power at any legal meeting to fill so many of the vacancies so created as that the whole number of members shall not be less than seventeen. The said board of trustees shall hold their first meeting on the eighth of February, 1845, at one o'clock p.m. in the college chapel at Hanover, and any seven by this act constituted trustees, being so met, shall form a quorum for business at the said first meeting, and the board shall thereafter meet annually or oftener; at such times and places as they shall by their own ordinances appoint. The said board shall, at their first meeting, divide the members into four equal classes as near as may be, the first class to go out of office on the day preceding the first annual commencement in the college, by this act provided to be established; the second class on the day preceding the second annual commencement; the third class on the day preceding the third annual commencement; and the fourth class on the day preceding the fourth annual commencement, and in the same manner forever afterwards, so that one-fourth of the whole number or as near thereto as may be, shall go out of office annually: Provided, however, That the members of the said board shall continue to hold their offices until their successors shall be appointed and qualified. All vacancies now existing or hereafter created in the board in whatever manner, shall be filled by the board.

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SECTION 2. The said trustees by this act incorporated, and their successors shall have power, at any legal meeting, to elect a president of their own body, a secretary, a treasurer, and such other officers as they shall think proper, whose terms of office and duties shall be such as the board may appoint, and to remove the same, to establish such ordinances and by-laws, not contrary to the constitution and laws of this state or of the United States, as they shall think fit, for their own government, and the same to alter or repeal, to found in the town of Hanover, in the county of Jefferson, an institution for the education of the children of the citizens of this state and other states, of every class and denomination who who may resort to it, which institution shall be known by the name of Hanover college; to establish in the said college professorships for the instruction of the students thereof in the several

branches of liberal learning, to determine the course of studies, to appoint a president, professors and other instructors therein as they shall deem proper, and to remove the same at any regular meeting of the board by a vote of a majority of the whole number of members of the board, after due notice shall have been given to each member of the object of the meeting. The president and professors shall be known by the name of the faculty of Hanover college, and shall have power to conduct the instruction and government of the students of the said college, subject to such ordinances as the trustees may establish, by and with the consent of the trustees; to grant all such degrees in the liberal arts and sciences as are customary in other colleges in the United States, and to give diplomas or certificates of the same, subscribed by the professors or president and professors, and authenticated by the common seal of the college: Provided, That no such degree shall be granted to any person who shall not have made such attainments as are usually required as a qualification for the same degree in other colleges. The said trustees and their successors shall moreover have power to make and use a common seal, and the same to alter or renew at pleasure; they shall be and are hereby made capable in law, by the name and style of the trustees of Hanover college, to purchase, receive by donation, possess, sell, lease or otherwise manage or dispose of any lands, tenements or other hereditaments not exceeding at any one time in value five hundred thousand dollars; and any moneys, notes, bonds, subscriptions, bills, goods, chattels, devises or other property of whatever kind, as they shall think proper for the use of said college; to contract and be contracted with, to sue and be sued, plead and be impleaded in any court or courts, before any judge or justice within this state or elsewhere in all manner of suits, complaints, pleas, causes, demands and matters of whatever kind, nature or form, in as full and efficient a manner as any other body corporate or politic of like nature within the state may do.

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SECTION 3. This act is hereby declared to be a public act, and shall be construed liberally for every beneficial purpose hereby intended, and no omission to use any of the privileges hereby granted shall cause a forfeiture of the same nor shall any gift, grant, conveyance, or devise to or for the use of said college be defeated or prejudiced on account of any misnomer or informality whatever: Provided, That the intention of the parties be shown beyond a reasonable doubt.

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SECTION 4. The state reserves the right to alter and amend this act at any time by a vote of two-thirds of each branch of the general assembly: Provided, That no alteration shall be made which shall change or affect the fundamental principles on which or the objects for which the institution hereby provided to be established, is founded.